## AUG 1 5 205

### REQUEST FOR REFUND OF DEPOSIT ACCOUNT CHARGE

Application #	10/532,977
Confirmation #	3081
Filing Date	April 28, 2005
First Inventor	CHENG, et al.
Art Unit	2836
Examiner	
Docket #	P08608US00/RFH

Attn: Refunds Section of Receipts Division Office of Finance Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### SIR:

On May 4, 2005, the deposit account of the undersigned was charged \$60 for an extra independent claim and \$40 for an assignment recording fee – see the attached copy of the Deposit Account Statement. Both of these charges were previously and correctly paid at the time of filing, so this charge to the undersigned deposit account is an obvious error and this charge should be immediately refunded.

It is noted that on April 28, 2005 when applicant entered the national stage for the above-identified application, the Transmittal (see attached page 2) of Applicant correctly calculated \$800 for four (4) extra independent claims, though it was by error indicated that "5" extra independent claims were present. The seven total independent claims at the time of filing - as shown in the Preliminary Amendment accompanying the Transmittal those independent claims are 1, 3, 17, 22, 26, 28 and 32 - thus show that there were in fact only four (4) extra independent claims for which a fee was required and which fee was paid as a small entity as later indicated in the Transmittal. Because of applicant's incorrect indication of five (5) independent claims, it is possible that the Patent Office used that incorrect indication of "5" extra independent claims to decide that an extra \$100 fee was required (though why this \$100 fee was split into the \$60 for

extra independent claim and \$40 for an assignment on the deposit account is unexplainable). However, for whatever reason, there was no extra \$100 fee required for any reason (much less as the \$60 and \$40 fees which were charged) – so that the refund of the \$100 requested above is correct.

Accordingly, it is requested that a credit in the amount of \$100 be made to Deposit Account No. 12-0555 .

Respectfully submitted,

Date: August 15, 2005

By: Douglas E. Jackson Registration No.: 28518

**STITES & HARBISON PLC** • 1199 North Fairfax St. • Suite 900 • Alexandria, VA 22314 Tel: 703-739-4900 • Fax: 703-739-9577 • CUSTOMER No. 000881

U.S. APPLICATION NO. (If know)    INTERNATIONAL APPLICATION NO.   PORNEY DOCKET NO.	
The following fees have been submitted:    21. Basic national fee	
	NLY
☐ IPER prepared by USPTO & all claims satisfy PCT Art. 33(1-4) \$100 \$200 ☐ All other situations \$200 ☐ All other situations \$200 ☐ All other paid on the Int'l Appln. to the USPTO as ISA (37 CFR 1.445.a.2) \$100 ☐ All other situations \$400 ☐ All other situations \$500 ☐ All other situations	
PER prepared by OSF 10 & all claims satisfy 10 Tall, 35(1)   \$200     All other situations   \$200     23. Search fee   Has been paid on the Int'l Applin, to the USPTO as ISA (37 CFR 1.445.a.2) \$100   \$400     International Search Report prepared and provided to the Office   \$400     All other situations   \$500     TOTAL OF 21, 22 AND 23   \$900	
All other situations  23. Search fee  Has been paid on the Int'l Applin. to the USPTO as ISA (37 CFR 1.445.a.2) \$100  International Search Report prepared and provided to the Office \$400  All other situations  TOTAL OF 21, 22 AND 23 \$900	
☐ Has been paid on the Int'l Appln. to the USPTO as ISA (37 CFR 1.445.a.2) \$100 ☐ International Search Report prepared and provided to the Office \$400 ☐ All other situations \$500 ☐ TOTAL OF 21, 22 AND 23 \$900	
☐ All other situations    Solution	1
All other situations  TOTAL OF 21, 22 AND 23 \$ 900	
Size FEE: Sheets - 100 - 7 30 [Foundat up] 1 0200	
Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)) \$130	
CLAIMS NUMBER FILED NUMBER EXTRA RATE -	
Total Claims 38 - 20 = 18 X \$50 = \$900	
Independent Claims 7 = 03 = X \$200 = \$800 €	
Multiple Dependent Claim(s) (if applicable) W + \$360 = \$	
TOTAL OF ABOVE CALCULATIONS = \$ 2600	
Applicant claims small entity status - 37 CFR 1.27. Fees above reduced by 1/2. \$ 1300	
SUBTOTAL = \$ 1300	
Processing fee for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f))	
TOTAL NATIONAL FEE = \$ 1300	
Fee for recording enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31) \$40 per property	
TOTAL FEES ENCLOSED = \$ 1340	}
Refunded \$	
Amount to be Charged \$	
to cover the shave feet is enclosed	v. *
a. A CHECK in the amount of \$ to cover the above fees is enclosed.	
c. The Commissioner is hereby authorized to charge any additional fees which may be required or credit overpayment to Deposit Account No. 12-0555.	
d. Do not charge any claim fees now - any additional claims fees will be paid with the Missing Requirement	
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 or (b)) must be filed and granted to restore the application to pending status.	<i>(u)</i>
POWER OF ATTORNEY & NAME: Ross F. Hunt,	. '
CORRESPONDENCE ADDRESS: REG. NO.: 24082	
CUSTOMER NO. 00881 Signed (for) by: Douglan E fuelion	·, ·
Date: 28 April 2005 REG. NO.: 28518	

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Customized FORM PTO-1390 (REV. 02-2005)

LOAD NUMBER: 090008 CONTROL ACCOUNT NUMBER: 3785-762039-91008 CORPORATE ID: 816534 SEQUENCE NUMBER: 995762030505

LINDA GOFF LARSON & TAYLOR, PLC



DUE DATE: 06/12/05

TERMS: PAYABLE IN FULL WITHIN 14 DAYS AS PER YOUR CORPORATE CONTRACT

STATEMENT DATE

05/29/05

# CC-1583 CORPORATE PURCHASING CARD BILLING STATEMENT

PAGE

# TRANSACTION DETAILS

ACCOUNT NUMBER ACCOUNT NAME	SPENDING LIMIT/TYPE	EMPLOYEE ID/COST CENTER UNIVERSAL #	SERVICE ESTABLISHMENT NAME/ADDRESS	ADDRESS	PROCESSING	CURRENT
CONTINUED		1				
3787-390349-71009 L & T US PTO FEES	\$125,000/MTH	ID: 0	US PATENT TRADEMARK 800-8472772 10611957 WWW.USPTO.GOV SUPPLIER REF: 00010611957	VA 05/03/05	05/05/03	\$60.00
			US PATENT IRADEMARK 800-8472772 10532977 WWW. USPTO. GOV SUPPLIER REF: '00010532977' ( €	VA 05/04/05	05/05/04	\$1,340.00
			US PATENT TRADEMARK 800-8472772 10689081 WWW.USPTD.GDV SUPPLIER REF: 00010689081	VA VA 05/04/05	05/05/04	\$325.00 ]
			US PATENT TRADEMARK 800-8472772 10502731 WWW.USPTD.GDV SUPPLIER REF: 00010502731	VA 05/04/05	05/05/04	\$40.00
			US PATENT TRADEMARK 800-8472772 10472936 WWW.USPTD.GDV SUPPLIER REF: 00010472936	VA 05/04/05	05/05/04	\$1.700.00
					-	

| Corporate | Purchasing TU antarican Berress

FOR ASSISTANCE CONTACT CORPORATE PURCHASING CARD UNIT

1-800-492-4979 TOLL FREE

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1-623-482-1777

FOR REMITTANCE METHODS AND ADDRESSES, PLEASE SEE LEGEND ON REVERSE SIDE OF THE SLEMMARY OF ACCOUNTS





### **Deposit Account Statement**

Requested Statement Month:

START

BALANCE \$594.05

May 2005 120555

**Deposit Account Number:** 

STITES & HARBISON PLLC

Name: Attention:

**ACCOUNTING** 

Address:

TRANSPOTOMAC PLAZA

City:

**ALEXANDRIA** VA

State: Zip:

22314

Country:

UNITED STATES OF AMERICA

ATTORNEY FEE POSTING DATE SEQ DOCKET AMT BAL **REF TXT** CODE **NBR** -\$5,000.00 \$5,594.05 PAYMENT 9203 05/02\_33 \$5,534.05 ale and granded dames \$60.00 05/04 225 10532977 P08608US00/RFH 2614 \$5,494.05 mardial for 05/04 227 10532977 \$40.00 P08608US00/RFH 8021 \$790.00 \$4,704.05 } \$1,020.00 \$3,684.05 } 05/05 147 10452251 P07944US00/MP 1801 05/05 148 10452251 P07944US00/MP 1253 \$3,659.05 \$25.00 05/06 518 0154660152 CI099-00CI8 8013 05/06 519 0154660152 Cl099-00Cl8 \$3,548.05 - valed - to a feller 8014 \$25.00 05/09 1 P08239US00/DEJ 1201 \$86.00 10493021

SUM OF

\$5,000.00

END

\$3,548.05

REPLENISH BALANCE

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SUM: OF

CHARGES

\$2,046.00